IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE JURISDICTION

WRIT PETITION NO. 6376 OF 2005 .

Nago Tanaji Shimpi ... Petitioner.
V/s.
Gangabai Motilal Kayastha ... Respondents.

Shri R.M. Haridas holding for P.N. Joshi for the petitioner.

Shri Arun H. Palekar for the respondent.

CORAM : V.C.DAGA, J.

DATED : 7.12.2005.

P.C. :

. Heard learned Counsel for the petitioner.

2. This petition is directed against the order dated 25.7.2005 passed by the Jt. Civil Judge, JD.,Malegaon, rejecting application of the defendant seeking amendment to written statement.

3. Needless to mention that the suit was filed in the year 1983. Inspite of lapse of 22 years suit is still pending. The petitioner did not disclose in the amendment application as to when he acquired knowledge about acquisition of alternative premises by the plaintiff- landlord.

4. Inspite of repeated questions, learned Counsel for the petitioner is not in a position to disclose when this knowledge was acquired by the

petitioner. If, in this backdrop, the order of the Court below is examined, no fault can be found with the impugned order. Petition is dismissed in limine with no order as to costs.